

JUN 19 '07

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**LAW OFFICES OF  
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**SURFACE TRANSPORTATION BOARD**

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600 BALTIMORE AVENUE  
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June 19, 2007

Honorable Vernon A. Williams  
Secretary  
Surface Transportation Board  
Washington, DC 20423

Dear Secretary Williams:

I have enclosed for e-filing the document described below, to be recorded pursuant to 49 U.S.C. § 11301.

The document is a Release and Termination of Trust Indenture and Security Agreement, a secondary document, dated as of June 19, 2007. The primary document to which this is connected is recorded under Recordation No. 19604. We request that this document be recorded under Recordation No. 19604-B.

The name and address of the party to the Release and Termination of Trust Indenture and Security Agreement is:

Indenture Trustee:

The Bank of New York Trust Company, N.A.  
601 Travis Street, 16th Floor  
Houston, TX 77002

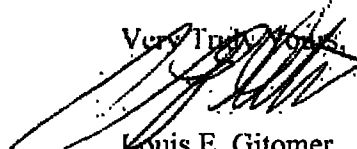
A description of the equipment covered by the Release and Termination of Trust Indenture and Security Agreement consists of all rail equipment.

Honorable Vernon A. Williams  
June 19, 2007  
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A fee of \$35.00 is enclosed. Please return one copy to:

Louis E. Gitomer  
Law Offices of Louis E. Gitomer  
600 Baltimore Avenue, Suite 301  
Towson, MD 21204

A short summary of the document to appear in the index follows: a Release and Termination of Trust Indenture and Security Agreement by The Bank of New York Trust Company, N.A., 601 Travis Street, 16th Floor, Houston, TX 77002, covering all rail equipment.

Very Truly Yours,  
  
Louis E. Gitomer

Enclosure

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RELEASE AND TERMINATION OF  
TRUST INDENTURE AND SECURITY AGREEMENT

SURFACE TRANSPORTATION BOARD

This Release and Termination of Trust Indenture and Security Agreement, dated as of June 19, 2007 (the "Release"), is made by The Bank of New York Trust Company, N.A., successor-in-interest to J.P. Morgan Chase Bank, National Association, successor-by-merger to Bank One Trust Company, N.A., successor-by-merger to The First National Bank of Chicago (the "Indenture Trustee").

WHEREAS, the Indenture Trustee and Wilmington Trust Company, the Grantor, entered a Memorandum of Trust Indenture and Security Agreement dated as of November 6, 1997 (the "Indenture"), which was recorded at the Surface Transportation Board (the "STB") on November 6, 1997 at 2:30 pm under Recordation No. 20981.<sup>1</sup>

WHEREAS, the Indenture Trustee and the Grantor entered a Memorandum of Supplement No. 1 to Trust Indenture and Security Agreement dated as of November 6, 1997 ("Supplement No. 1"), which was recorded at the STB on November 10, 1997 at 1:15 pm under Recordation No. 20981-A and 18847-K.

WHEREAS, the Indenture Trustee and the Grantor entered a A Memorandum of Amended and Restated Trust Indenture and Security Agreement dated as of June 30, 1998 (the "Amended Indenture"), which was recorded at the STB on June 30, 1998 at 11:20 am under Recordation No. 20981-B.<sup>2</sup>

WHEREAS, as of the date hereof, all obligations and sums due under the Indenture, the Supplement No. 1, and the Amended Indenture have been discharged and satisfied in full.

WHEREAS, the Indenture Trustee desires to execute this Release to evidence for the public record the satisfaction and release of all of its rights and interests in and under the Indenture, the Supplement No. 1, and the Amended Indenture, and in all of the equipment thereunder.

**[THE REMAINDER OF THIS PAGE HAS INTENTIONALLY BEEN LEFT BLANK]**

<sup>1</sup> Also recorded under Recordation Nos. 16722-B, 17040-G, 17635-B, 17978-E, 18452-B, 18509-K, 18633-D, 19321-T, 19370-F, 19604-B, 20339-B, and 20340-B.

<sup>2</sup> Also recorded under Recordation Nos. 16722-C, 17040-H, 17635-C, 17978-F, 18452-C, 18509-M, 18633-E, 19321-V, 19370-G, 19604-C, 20339-C, and 20340-C.

NOW, THEREFORE, in consideration of the premises, the Indenture Trustee does hereby acknowledge and confirm for the public record:

1. That all sums due from the Grantor under the Indenture, the Supplement No. 1, and the Amended Indenture have been fully discharged and satisfied.
2. The satisfaction and release of all of its collateral security interest in all of the equipment under the Indenture, the Supplement No. 1, and the Amended Indenture.

IN WITNESS WHEREOF, the Indenture Trustee has executed or caused this Release to be executed as of the date first above written.

Bank of New York Trust Company, N.A. not in its  
Individual capacity but solely as Indenture Trustee

By: *Terry L. Stewart*  
Name: TERRY L. STEWART  
Title: VICE PRESIDENT

State of Texas            )  
  ) ss:  
County of Harris        )

On this 15<sup>th</sup> day of June 2007, before me personally appeared TERRY L. STEWART, to me personally known, who being duly sworn, says that he is VICE PRESIDENT of Bank of New York Trust Company, N.A., that said instrument was signed and sealed on behalf of said corporation and that said instrument is the free act and deed of said corporation.

*Cecilia A. Garcia*  
Notary Public

My Commission expires on: 07-12-2010

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